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Patent  
Case No.: 59698US002

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: HENDERSON, CHRISTOPHER P.  
Application No.: 10/810958 Group Art Unit: 3743  
Filed: March 26, 2004 Examiner: Nihir B. Patel  
Title: NON-ELASTOMERIC RESPIRATOR MASK THAT HAS DEFORMABLE CHEEK PORTIONS

### INFORMATION DISCLOSURE STATEMENT

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]	
I hereby certify that this correspondence is being:	
<input checked="" type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
<input type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at 571-273-8300.	
August 18, 2005 Date	Susan M. Dacko Signed by: Susan M. Dacko

Dear Sir:

Pursuant to 37 CFR §§ 1.56, 1.97, and 1.98, enclosed is a completed Form PTO-1449, citing references submitted for consideration by the Examiner. It is respectfully requested that the Examiner initial and return the enclosed Form PTO-1449 to indicate that each reference has been considered.

Copies of any cited foreign patents, foreign publications, non-patent literature documents, and any pending U.S. applications filed before June 30, 2003, are enclosed. Copies of any pending U.S. applications filed after June 30, 2003 that can be accessed on the USPTO's IFW system are not enclosed as per USPTO Waiver dated September 21, 2004. Copies of any U.S. patents and published U.S. patent applications are not enclosed.

Under 37 CFR § 1.97(e)(1), I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement.

Under 37 CFR § 1.704(d), I hereby state that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in

a counterpart application and that this communication was not received by any individual designated in 37 CFR § 1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement.

A copy of the Search Report from a foreign counterpart application is enclosed.

It is believed that no fee is due; however, in the event a fee is required, please charge the fee to Deposit Account No. 13-3723.

Respectfully submitted,

August 18, 2005

Date

By:

  
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Substitute for form 1449A/PTO (modified)

Application Number

10/810958

Filing Date

March 26, 2004

First Named Inventor

Henderson, Christopher P.

Art Unit

3743

Examiner Name

Nihir B. Patel

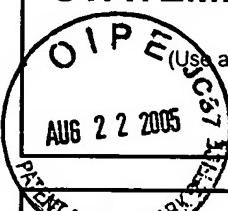
Attorney Case Number

59698US002

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(Use as many sheets as necessary)

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**U.S. Patent Documents**

Exam. Init.*	Cite No.	Document Number	Publication Date or Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Doc. Number-(Kind Code if Known)			
	A1	US- 3,118,445	01-21-1964	Norman	
	A2	US- 5,856,400	01-05-1999	Matsumura et al.	
	A3	US-			
	A4	US-			
	A5	US-			
	A6	US-			
	A7	US-			
	A8	US-			
	A9	US-			
	A10	US-			
	A11	US-			

**Foreign Patent Documents**

Exam. Init.*	Cite No.	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation (Check if yes)
		Ctry. Code	Number-KindCode (If known)				
	B1	EP	0309277A2	03-29-1989			
	B2						
	B3						
	B4						
	B5						
	B6						
	B7						

**OTHER DOCUMENTS**

Exam. Init.*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	Translation (Check if yes)
	C1		
	C2		
	C3		

**\*Examiner:****Date Considered:**

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